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4 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 ALLIXZANDER D HARRIS,

7 Petitioner,

8 v.

9 STATE OF WASHINGTON,

10 Respondent.

Case No. C20-5092-RBL-TLF

ORDER ADOPTING REPORT AND  
RECOMMENDATION

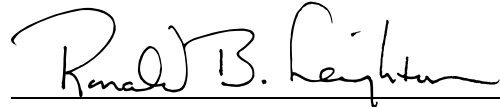
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12 THIS MATTER is before the Court on Magistrate Judge Fricke's Report and  
13 Recommendation [Dkt. 4], recommending that the Court dismiss petitioner's federal  
14 habeas petition without prejudice.

- 15 (1) The Magistrate Judge's report and recommendation is ADOPTED;  
16 (2) Petitioner's "Motion to Withdraw Civil Action" (Dkt. 3) is GRANTED. The  
17 federal habeas corpus petition (Dkt. 1) is DISMISSED without prejudice;  
18 and  
19 (3) A certificate of appealability is denied.

1 (4) The Clerk is directed to send copies of this Order to petitioner, to  
2 Magistrate Judge Theresa L. Fricke and to any other party that has  
3 appeared in this action.

4 **IT IS SO ORDERED.**

5 Dated this 16th day of March, 2020.

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8 Ronald B. Leighton  
9 United States District Judge  
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